

3. That your Petitioner is an adult resident of Frederick County, Maryland, and is the father of Michael N. Smith, named in the aforesaid Will, and the Defendant in these proceedings, and that the said Goldie I. Smith, named in the aforesaid Will, is the wife of your Petitioner and the mother of the said Michael N. Smith.

4. That the said Michael N. Smith is an infant, having been born on the 21st day of April, 1950, and therefore is under legal disability to act for himself with reference to the matters mentioned in the aforesaid Will.

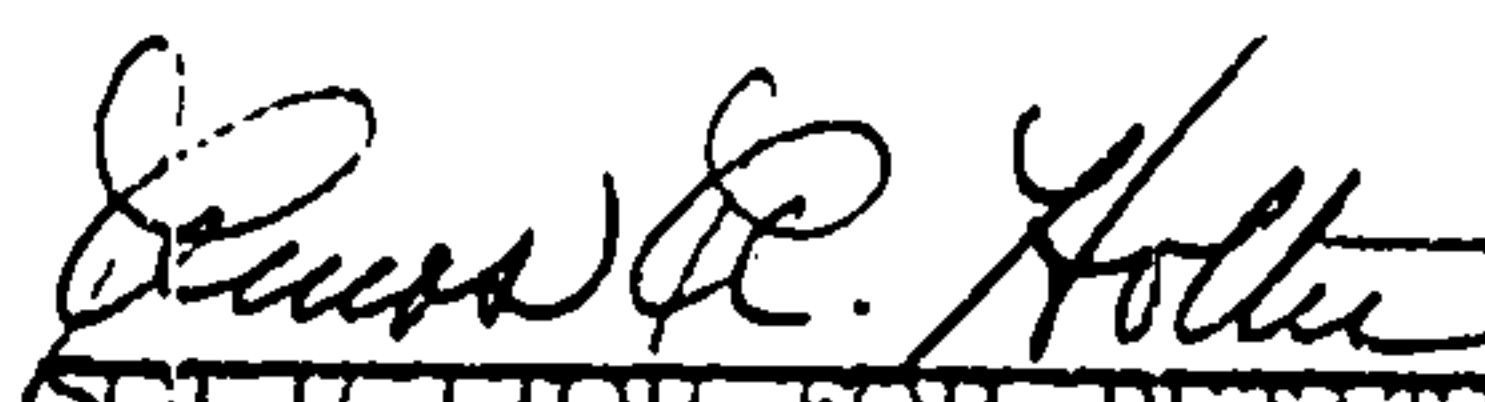
5. That your Petitioner verily believes, and therefore avers, that it is for the benefit and advantage that the option granted to the said Michael N. Smith and others, as set forth in the aforesaid Will, be exercised for the benefit of the said infant, and that, likewise, the purchase money mortgage, as provided by said Will, be executed for and on behalf of the said infant, with the other named adults, to the aforesaid Executrix in payment of the farm as described in paragraph III of said Will.

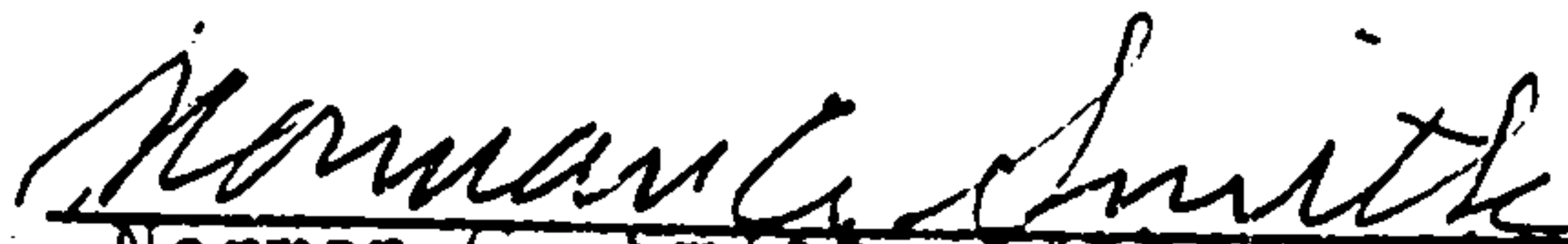
WHEREFORE, your Petitioner prays that your Honorable Court will appoint some suitable person as Trustee (1) to exercise on behalf of the said Michael N. Smith, infant, the option to purchase as a joint tenant an interest in the farm hereinbefore described, and (2) to execute for and on behalf of the said infant as a joint obligor a promissory note secured by a purchase money mortgage in payment of said farm, as prescribed in paragraph III of the aforesaid Will.

And for such other and further relief as the nature and equity of the case may require.

MAY IT PLEASE YOUR HONORS to grant unto your Complainant the writ of subpoena in usual form, directed to the Defendant, residing at Libertytown, Frederick County, Maryland, commanding him to be and appear in this Court on some day certain to be named therein to answer the premises and abide by and perform such Decree as may be passed therein,

And as in duty bound, etc.

  
 Amos A. Holter  
 Solicitor for Petitioner  
 Amos A. Holter, 29 North Court St.  
 Frederick, Maryland Phone: Mo 3-9011

  
 Norman C. Smith, father and next friend  
 of Michael N. Smith